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Attorneys for Defendants
Medtronic, Inc. and Medtronic Vascular, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ABBOTT LABORATORIES, INC. and
ABBOTT CARDIOVASCULAR
SYSTEMS INC.,

Plaintiffs,

v.

MEDTRONIC, INC. and MEDTRONIC
VASCULAR, INC.

Defendants.

C. A. No. 08-04962 DLJ

**STIPULATION AND ORDER
(1) CONTINUING HEARING ON
DEFENDANTS' MOTION TO STAY;
AND (2) MODIFYING THE DATE OF
THE CASE MANAGEMENT
CONFERENCE**

PURSUANT TO CIVIL L.R. 7-12, THE PARTIES TO THE ABOVE-ENTITLED CASE
HEREBY STIPULATE AND AGREE AS FOLLOWS:

WHEREAS, on November 19, 2008, notice was given that the Case Management Conference
was scheduled for Friday, March 13, 2009 at 1:30 p.m.;

WHEREAS, on January 7, 2009, Defendants Medtronic, Inc. and Medtronic Vascular, Inc.
(collectively, "Medtronic") filed a Notice of Motion and Motion to Stay Proceedings Pending PTO
Review of Patent Term Extension Application ("Motion to Stay"), noticing the hearing for February 13,
2009, at 2:00 p.m.;

WHEREAS, counsel for Plaintiffs Abbott Laboratories, Inc. and Abbott Cardiovascular Systems
Inc. ("Abbott"), and Medtronic have consulted, and the current hearing date of February 13, 2009
presents scheduling conflicts for counsel for Abbott;

WHEREAS, the first suitable hearing date for Medtronic's Motion to Stay for counsel for all
parties is March 6, 2009;

WHEREAS, the parties have counsel and/or other representatives traveling to this Court from
locations outside of northern California for (1) the hearing on Medtronic's Motion to Stay, and (2) the
Case Management Conference (currently scheduled for March 13, 2009);

WHEREAS, it is in the interests of both parties to schedule the hearing on Medtronic's Motion
to Stay and the Case Management Conference on the same day;

WHEREAS, the time modifications requested below will not have an appreciable effect on the
schedule for this action;

IT IS HEREBY STIPULATED AND AGREED, subject to the Court's approval, that

1. The hearing on Medtronic's Motion to Stay should be continued to **FRIDAY, MARCH
6, 2009, at 2:00 P.M.** before Judge D. Lowell Jensen in Dept. 1, 4th Floor at 1301 Clay Street, Oakland,
California; and

2. The scheduled date for Case Management Conference should be shortened by seven (7)
days to **FRIDAY, MARCH 6, 2009, at 2:00 P.M.** before Judge D. Lowell Jensen in Dept. 1, 4th Floor
at 1301 Clay Street, Oakland, California.

Respectfully submitted,

McANDREWS, HELD & MALLOY, LTD.

Dated: January 21, 2009

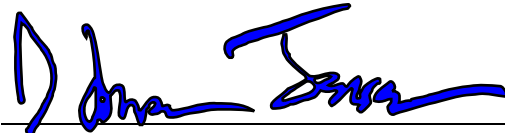
/s/ Scott P. McBride
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Attorneys for Plaintiffs
Abbott Laboratories, Inc.
Abbott Cardiovascular Systems Inc.

Dated: January 21, 2009

DECHERT LLP
/s/ James J. Elacqua
James J. Elacqua
Attorneys for Defendants
Medtronic, Inc.
Medtronic Vascular, Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: January 20, 2009


Honorable D. Lowell Jensen
Senior Judge United States District Court